

AGENDA

Board of Supervisors Chambers
1055 Monterey Street
San Luis Obispo, CA



BOARD OF SUPERVISORS

Frank R. Mecham, 1st District
Bruce Gibson, 2nd District
Adam Hill, Vice-Chairperson 3rd District
Lynn Compton, Chairperson, 4th District
Debbie Arnold, 5th District

Dan Buckshi, County Administrator

Tuesday, August 16, 2016

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PUBLIC COMMENT PERIOD

HEARINGS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

PRESENTATIONS

HEARINGS

ADJOURNMENT

5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Items: Set for Hearing:

1. Introduction of an Ordinance amending Chapter 8.12 of the San Luis Obispo County Code, the Solid Waste Management Ordinance, by amending Section 8.12.735 relating to the maximum term of Solid Waste Collection Franchise Agreements; and find that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA). Hearing date set for September 13, 2016. All Districts.

Consent Agenda - Administrative Office Items:

2. Thirty-day update on current drought conditions and related management actions for the Board's review of the continuing need for the March 11, 2014 proclamation of local emergency pursuant to Government Code section 8630. All Districts.
3. Request by the San Luis Obispo County Tourism Business Improvement District (CBID) to appoint Laura Jeffrey to the Arroyo Grande/San Luis Obispo (unincorporated) Local Area Advisory Board. Districts 3 and 4.
4. Request by the San Luis Obispo County Tourism Business Improvement District (CBID) to re-appoint Kalie Howard to the Avila Beach Local Area Advisory Board. District 3.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

5. Submittal of the Annual Cash Shortages and Overages Report and the Departmental Bank Accounts and Cash Funds Listings for the fiscal year ended June 30, 2016. All Districts.
6. Submittal of the report for Henkels & McCoy, Inc Workforce Investment and Opportunity Act Annual Fiscal and Procurement Review for program year 2015-2016. All Districts.

Consent Agenda - Board of Supervisors Items:

7. Request to approve the appointment of Joe Patterson to the Citizens Transportation Advisory Committee. District 5.

Consent Agenda - Health Agency Items:

8. Submittal of a resolution recognizing Martha Lopez upon her retirement after 25 years of service to the County of San Luis Obispo. All Districts.

Consent Agenda - Human Resources Items:

9. Request to renew the Labor Relations Services contract between Renne Sloan Holtzman Sakai LLP and the County of San Luis Obispo for FY 2016-17, and authorize the Human Resources Director to sign any contract extensions authorized in the contract. All Districts.

Consent Agenda - Planning & Building Items:

10. Submittal of a resolution approving and accepting an Open Space Agreement Granting an Open Space Easement to the County of San Luis Obispo for Minor Use Permit DRC2014-00022 with M & R Investment One Company Inc., a Nevada Corporation. District 2.

Consent Agenda - Public Works Items:

11. Submittal of a resolution amending the County's Traffic Regulation Code sections involving speed limits on Los Osos Valley Road and Nipomo Avenue in Los Osos; Windsor Boulevard and Main Street in Cambria; Ocean Boulevard and Old Creek Road in Cayucos; Adelaida Road and Jardine Road in Paso Robles; Foothill Boulevard, Kansas Avenue, and Tank Farm Road near San Luis Obispo; Los Berros Road in Nipomo; and Pier Avenue in Oceano. Districts 1, 2, 3 and 4.
12. Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of Installation of Traffic Signals, Nipomo. District 4.

Consent Agenda - Public Works Sitting as Flood Control District:

13. Request to approve two committee appointments to the Zone 1/1A Advisory Committee. District 4.

Public Comment Period:

14. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Hearings:

15. Hearing to consider an ordinance amending Chapter 1.01 of the San Luis Obispo County Code to reformat and recompile the San Luis Obispo County Code and repeal the previous county code. Staff is recommending continuing this item to September 13, 2016. All Districts.
16. Hearing to consider an appeal of the South County Area 2 Road Improvement Fee by Mr. Frank Caron. District 4.

17. Hearing to consider the extension of the Native Tree Interim Zoning/Urgency Ordinance No. 3325 pursuant to Sections 25123 and 65858 of the California Government Code for a period of up to 22 months and 15 days. Ordinance No. 3325 prohibits the clear-cutting of oak woodlands and limits the removal of native trees in the inland area (does not include the Coastal Zone) of the unincorporated portions of San Luis Obispo County, except for development or land use activities complying with certain authorization standards and procedures; exempt from CEQA. All Districts.

Closed Session Items:

18. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Three; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Three.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) PG&E's 2017 General Rate Case A. 15-09-001; (4) Edmond Paul Price v. County of San Luis Obispo, et al.; (5) Steinbeck Vineyards #1, LLC, et al. v. County of San Luis Obispo, et al.; (6) Mesa Community Alliance v. State of California Department of Parks and Recreation, et al. (7) ARB, Inc. v. County of San Luis Obispo;

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (8) San Luis Obispo Government Attorney's Union (SLOGAU); (9) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (10) Deputy County Counsel's Association (DCCA); (11) Sheriffs' Management; (12) San Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (13) Deputy Sheriff's Association (DSA); (14) District Attorney Investigators' Association (DAIA); (15) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (16) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (17) Unrepresented Management and Confidential Employees; and (18) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

RECESS

1:30 REPORT ON CLOSED SESSION

Presentations:

19. Submittal of a resolution recognizing Fred Andrews for 30 years of service. All Districts.

Hearings:

20. Hearing to consider the extension of the Agricultural Ponds Interim Zoning / Urgency Ordinance No. 3326 pursuant to Sections 25123 and 65858 of the California Government Code for a period of up to 22 months and 15 days. Ordinance No. 3326 prohibits the approval of new agricultural ponds and reservoirs in the inland area (does not include the Coastal Zone) of the unincorporated County under the Alternative Review Program and establishes application content and review criteria for agricultural ponds and reservoirs; exempt from CEQA. All Districts.

ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of August 11th, 2016

San Miguel Area

Request by Jason Leggitt for a Minor Use Permit to allow the installation of two duplex manufactured units (four new dwelling units) totaling 2,592 square feet, a common space area between the two buildings, and eight onsite parking spaces. Each unit would be 648 square feet with two bedrooms and a front porch. The project will result in the disturbance of approximately 7,500 square feet on a 7,500 square-foot parcel. The proposed project is within the Residential Multi-Family land use category and is located at 968 L Street, between 9th and 10th streets, in the community of San Miguel. The site

is in the Salinas River sub-area of the North County planning area.
DRC2015-00105 (ED15-267)

A Draft Environmental Impact Report (DEIR) for the San Miguel Community Plan Update is available for review. The DEIR addresses the environmental impacts that may be associated with the request by the County of San Luis Obispo to amend the General Plan and Land Use Ordinance to plan comprehensively for growth in the community of San Miguel through 2035. The proposed plan update covers all land use categories within the community of San Miguel. The community is within the Salinas River sub-area of the North County planning area. County File Number: LRP2010-00016 (ED11-097; SCH# 2013081038).